

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 3629 of 2005

Between:

P. Narasimhulu, S/o. Budda Mandaldi,
Kanam Mitta Village, Nagari Mandal, Chittoor District.

... PETITIONER

AND

- 1 The Joint Collector, Chittoor, Chittoor District.
- 2 The Revenue Divisional Officer, Chittoor, Chittoor District.
- 3 The Mandal Revenue Officer, Puttur, Puttur Mandal, Chittoor District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly a Writ order or direction more particularly a Writ of Mandamus declaring the action of Respondents in not considering the representations dated 30-9-2004 and 18-10-2004 and trying to grant assignment to strangers is illegal, arbitrary and unconstitutional and consequently direct the respondents to pass the appropriate orders on the representations made by the petitioner before considering for grant to D.K.T. patta to some other persons and pass such other order or orders as this Honourable court may deem fit and proper in the interests of justice.

Counsel for the Petitioner: MR.G.DASARADHA RAMI REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

Petitioner seeks a declaration that the action of the respondents in not considering the representations dated 30-09-2004 and 18-10-2004 for granting assignment to certain land situated in Parameswaramangalam Village, Puttur Mandal, Chittoor District, is arbitrary and illegal.

The petitioner states that the said land is in his occupation for the past several years and that he is entitled for assignment of the said land on payment of market value as provided under G.O.Ms.No.1406, Revenue, dated 25-07-1958 as well as G.O.Ms.No.1724, Revenue, dated 26-08-1959. Accordingly, he made representations dated 30-09-2004 and 18-10-2004 requesting to assign the said land in his favour, but the respondents failed to consider the same and no orders have been passed so far. Hence, this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the respondents, without expressing any opinion as to the entitlement of the petitioner for grant of assignment in terms of the provisions of G.O.Ms.No.1406 and 1724, Revenue, dated 25-07-1958 and 26-08-1959 respectively, the writ petition is disposed of with a direction to the respondents to consider the representations of the petitioner dated 30-09-2004 and

18-10-2004 and pass appropriate orders, in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

G. ROHINI, J

Dated: 25-02-2005

Note: Furnish C.C. in a week

B/o.

LSK

ASSISTANT REGISTRAR

To

- 1 The Joint Collector, Chittoor, Chittoor District.
- 2 The Revenue Divisional Officer, Chittoor, Chittoor District.
- 3 The Mandal Revenue Officer, Puttur, Puttur Mandal, Chittoor District.
- 4 Two C.Cs. to the G.P. for Revenue, High Court Buildings,
Hyderabad.(O.U.T)
- 5 Two C.D. copies.